

REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: 35.jpg

Other Known Title: Not Stated

Medium: Computer Image File Printout

Director/Author: Not Applicable

Producer/Publisher: Not Applicable

Country of Origin: Not Stated

Language: Not Applicable

Applicant: Commissioner of Police

Distributor: Not Applicable

Classification:	Objectionable.
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Descriptive Note: Not Applicable

Display Conditions: Not Applicable

Date of entry in Register: 17 April 2008

Date of direction to issue a label: Not Applicable

OFLC No: 800238

Excisions: Not Applicable

Reasons for excisions:

Not Applicable

**Summary of reasons
for classification:**

The computer image file printout *35.jpg* is classified as:
Objectionable.

The publication promotes and supports the exploitation of young persons for sexual purposes under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act). The image depicts a naked early-teenage girl in a sexualised pose orchestrated to show her immature sexual characteristics and youthful body. The image legitimises adults' sexual interest in young persons by providing this detail. Images such as these advance the idea that young persons are ready for adult forms of sexual activity and are available for adult sexual gratification. This image also normalises the sexual availability of young teenage girls.

The classification of this publication interferes with the freedom of expression, as set out in section 14 of the New Zealand Bill of Rights Act 1990. This outcome is consistent, however, with Parliament's intention that publications falling under section 3(2) of the FVPC Act are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of young persons for sexual purposes.